

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eric G. Lovett et al.

Title: MEDICAL DEVICE HAVING RHEOMETRIC MATERIALS AND METHOD THEREFOR

Docket No.: 279.262US1

Filed: October 2, 2001

Examiner: Kennedy Schaetzle

Serial No.: 09/970,146

Due Date: April 15, 2006 (a Saturday)

Group Art Unit: 3766

**MS Appeal Brief - Patents**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450



We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ Return postcard.
- ☒ Appeal Brief Under 37 C.F.R. § 41.37 (38 pgs.), *including authorization to charge Deposit Account No. 19-0743 in the amount of \$500.00 to cover the Appeal Brief fee.*
- ☒ Copy of Office Action dated August 24, 2004.
- ☒ Copy of Final Office Action dated October 5, 2005.
- ☒ Copy of Response dated December 5, 2005.
- ☒ Copy of Advisory Action dated January 9, 2006.
- ☒ Copy of U.S. 6,514,237.
- ☒ Copy of U.S. 4,329,993.

If not provided for in a separate paper filed herewith, Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

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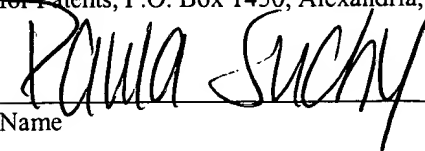
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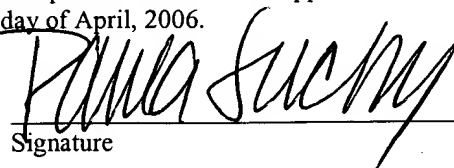
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(GENERAL)